

4 August 1961

## MEMORANDUM FOR THE RECORD

SUBJECT: Citizenship Status of Bernard Leon Barker, Jr., 28-251689

1. On 4 August, Mr. Edward Hart and Mr. Toney conferred with Mr. Warner and Mr. O'Hall of the General Counsel's office on the subject of restoration of the citizenship of Bernard Barker. For further information see a memorandum, dated 14 July 1959, which summarizes the previous steps taken to restore this citizenship and a memorandum, dated 17 July 1961, giving Mr. Barker's statement to the Office of Security in regard to his case. These memoranda are in the subject's 201 file. Mr. Warner recommended that Mr. Toney see Mr. Murphy of the Alien Affairs Office to get the complete background on the situation before any further efforts are made to obtain restoration of subject's citizenship. Any information obtained should be passed to Mr. O'Hall of the Office of the General Counsel in Room 321, East Building.

2. Mr. Toney conferred with Mr. Bassett of the Alien Affairs Office on the Bernard Barker case. Mr. Bassett was familiar with the case and reviewed the summary of the Immigration and Naturalization file on Barker, dated 14 July 1959. This summary mentions two House Resolutions, Nos. 734 and No. 735, which were introduced on subject's citizenship in 1954 and 1955 but which were not passed.

3. Mr. Bassett is making a current check with the Office of Immigration and Naturalization to determine what happened to the introduction of bills and to ascertain any current information concerning the subject's case. According to Mr. Bassett, there will probably be no further action from which to choose. The fact is that the Office of Immigration and Naturalization, through congressional liaison, would have a new bill introduced to restore the citizenship of Mr. Barker. The fact is that Mr. Barker could leave the country, for example, on a tourist visa for an immigration visa, and presumably obtain a new passport, obtain alien status and be eligible for citizenship in 1962. This would have to be effected by informing the State Department of the subject's case and of special interest to the agency.

4. Subject is now in the country on a special entrance parole to remain in the country at Mr. Barker's request. His case is recorded in the Immigration and Naturalization file, 104-10110-10011. The subject's arrival on 17 October 1961. The introduction of a new bill to restore citizenship of the subject would substantially eliminate any danger of deportation.



3. The alternative of having subject leave the country may be complicated by the inadequate documentation, as he was exfiltrated from this country through local procedures.

4. In view of the above information, Mr. [Name] telephoned Mr. [Name] stating that a check with the Office of Immigration and Naturalization revealed no new information since the case was processed in 1952. It is therefore recommended that the Office of the General Counsel proceed with an investigation of the possibility of introducing a new name application to regular citizenship for New Barker.

Philip A. [Name]  
[Signature]

cc - Mr. Robert [Name] - [Initials]  
Mr. [Name]  
Mr. [Name]  
Mr. [Name]  
File No. 100-151639